

**ASSEMBLY BILL**

**No. 1095**

**Introduced by Assembly Member Hill  
(Coauthor: Assembly Member Fong)**

February 27, 2009

---

An act to amend Section 87482.6 of the Education Code, relating to community colleges.

LEGISLATIVE COUNSEL'S DIGEST

AB 1095, as introduced, Hill. Community colleges: full-time instruction.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. The chief executive officer of the board is the Chancellor of the California Community Colleges. Existing law authorizes the establishment of community college districts under the administration of community college governing boards, and authorizes these districts to provide instruction at community college campuses throughout the state.

Existing law requires that community college districts with less than 75% of their hours of credit instruction taught by full-time instructors to apply a portion of their program improvement allocation, as provided, to reaching the 75% standard.

This bill would state that these requirements may not be waived by the Board of Governors or the Chancellor. This bill would state the intent of the Legislature that by the end of the 2013–14 fiscal year, 75% of the hours of credit instruction shall be taught by full-time instructors.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. Section 87482.6 of the Education Code is amended to read:

87482.6. (a) ~~Until the provisions of Section 84750 regarding program-based funding are implemented by a standard adopted by the board of governors that establishes the appropriate percentage of hours of credit instruction that should be taught by full-time instructors, the Legislature wishes to recognize and make efforts to address longstanding policy of the board of governors that at least 75 percent of the hours of credit instruction in the California Community Colleges, as a system, should be taught by full-time instructors. To this end, community~~ Community college districts ~~which~~ *that* have less than 75 percent of their hours of credit instruction taught by full-time instructors shall apply a portion of the program improvement allocation received pursuant to Section 84755 as follows:

(1) Districts which, in the prior fiscal year, had between 67 percent and 75 percent of their hours of credit instruction taught by full-time instructors shall apply up to 33 percent of their program improvement allocation as necessary to reach the 75 percent standard. If a district in this category chooses instead not to improve its percentage, the board of governors shall withhold 33 percent of the district's program improvement allocation.

(2) Districts which, in the prior fiscal year, had less than 67 percent of their hours of credit instruction taught by full-time instructors shall apply up to 40 percent of their program improvement allocation as necessary to reach the 75 percent standard. If a district in this category chooses instead not to improve its percentage, the board of governors shall withhold 40 percent of the district's program improvement allocation.

Districts which maintain 75 percent or more of their hours of credit instruction taught by full-time instructors shall otherwise be free to use their program improvement allocation for any of the purposes specified in Section 84755.

(b) The board of governors shall adopt regulations for the effective administration of this section. Unless and until amended by the board of governors, the regulations shall provide as follows:

(1) In computing the percentage of hours of credit instruction taught by full-time instructors, the hours of overload teaching by

1 full-time instructors shall be excluded from both the total hours  
2 of credit instruction taught by full-time and part-time instructors  
3 and the total hours of instruction taught by full-time instructors.

4 (2) A full-time instructor shall be defined as any regular and  
5 contract faculty member teaching credit instruction.

6 (3) The chancellor shall compute and report to each community  
7 college district the number of full-time faculty (FTF) which are to  
8 be secured through the use of the prescribed portion of program  
9 improvement revenue allocated to each district. This computation  
10 shall be made by dividing the applicable portion of program  
11 improvement revenue (0 percent, 33 percent, or 40 percent of the  
12 program improvement allocation), by the statewide average  
13 “replacement cost” (a figure which represents the statewide average  
14 faculty salary plus benefits, minus the statewide average hourly  
15 rate of compensation for part-time instructors times the statewide  
16 average full-time teaching load). If the quotient is not a whole  
17 number, then the quotient shall be rounded down to the nearest  
18 whole number. If this quotient, once applied, will result in the  
19 district exceeding the 75 percent standard, the chancellor shall  
20 further reduce the quotient to a whole number that will leave the  
21 district as close as possible to, but in excess of, the 75 percent  
22 standard.

23 By March 15th of each year, the chancellor shall report to each  
24 district an estimate of the number of FTF to be secured based upon  
25 the appropriation of revenues contained in the annual Budget Bill.

26 (4) On or before December 31, 1991, the chancellor shall  
27 determine the extent to which each district, by September 30, 1991,  
28 has hired the number of FTF determined pursuant to paragraph  
29 (3) for the 1989–90 and 1990–91 fiscal years. To the extent that  
30 the cumulative number of FTF have not been retained, the  
31 chancellor shall reduce the district’s base budget for 1991–92 and  
32 subsequent fiscal years by an amount equivalent to the average  
33 replacement cost times the deficiency in the number of FTF.

34 *(c) None of the requirements contained in this section may be*  
35 *waived by the Board of Governors or the Chancellor. It is the*  
36 *intent of the Legislature that by the end of the 2013–14 fiscal year,*  
37 *75 percent of the hours of credit instruction shall be taught by*  
38 *full-time instructors.*

O